

HOUSE BILL 3552

By Cobb

AN ACT to amend Tennessee Code Annotated, Title 4,
Chapter 29 and Section 62-6-104, relative to the
state board for licensing contractors.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 62-6-104(a), is amended by deleting
the second sentence in subdivision (1) which reads as follows:

The board shall be composed of nine (9) members, all of whom shall be
residents of this state and at least three (3) of whom shall be actively engaged as
residential contractors and shall compose the residential review board to
consider and handle all informal conferences pertaining to residential
construction, at least two (2) of whom shall be actively engaged as commercial
building contractors, at least one (1) of whom shall be actively engaged as a
mechanical contractor, at least one (1) of whom shall be actively engaged as an
electrical contractor, at least one (1) of whom shall be actively engaged as a
highway, railroad or airport contractor, and at least one (1) of whom shall be a
person who is not engaged as a contractor in any county of this state and has no
commercial or professional association with the residential contracting profession
or industry, either directly or indirectly.

and by substituting instead the following:

The board shall be composed of nine (9) members, all of whom shall be
residents of this state and at least three (3) of whom shall be actively engaged
licensed residential contractors demonstrated by having pulled at least five (5)
residential construction permits within the three (3) years prior to appointment,
and shall compose the residential review board to consider and handle all

informal conferences pertaining to residential construction, at least two (2) of whom shall be actively engaged as commercial building contractors, at least one (1) of whom shall be actively engaged as a mechanical contractor, at least one (1) of whom shall be actively engaged as an electrical contractor, at least one (1) of whom shall be actively engaged as a highway, railroad or airport contractor, and at least one (1) of whom shall be a person who is not engaged as a contractor in any county of this state and has no commercial or professional association with the residential contracting profession or industry, either directly or indirectly.

SECTION 2. Tennessee Code Annotated, Section 62-6-104, is amended by deleting subdivision (a)(2) and by substituting instead the following:

(a)(2) For each member appointed to the board who is a residential contractor, interested home builder groups including, but not limited to, the Home Builders Association of Tennessee, Inc. may submit lists of qualified persons to the governor; and the governor shall consult with such interested groups to determine qualified persons to fill the positions. Appointments made pursuant to this subdivision (a)(2) shall be made by the governor at the expiration of the respective terms of the members presently serving on the board.

SECTION 3. Tennessee Code Annotated, Section 62-6-104(a), is further amended by adding the following language as a new, appropriately designated subdivision:

(a)() The members of the board who are residential contractors and appointed to the residential review board shall have no record of any formal disciplinary action. Such members shall each have demonstrated an interest in improving the profession by membership in a statewide trade association directly related to their profession for at least five (5) years. Each member shall be a citizen of the United States, shall have been a resident of Tennessee for five (5) years, and shall have ten (10) years experience as a licensed residential contractor immediately preceding their appointment.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.